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Donald W. Muirhead

May 30, 2008

4

Comments:

In re application of: Kenneth W. COWAN, et al.

Appl. No.: 10/754,017

Art Unit: 2193

Filed: January 7, 2004

Examiner: Tuan A. VU

For: TECHNIQUES FOR SOFTWARE CONFIGURATION TRACKING

Attached hereto is: Transmittal, Terminal Disclaimer and PTO Form 2038

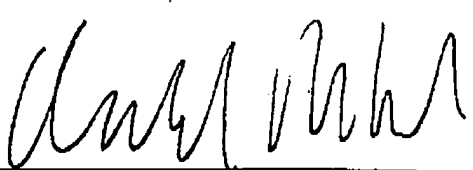
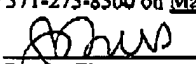
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FAX TRANSMITTAL LETTER			Docket Number NUM-02402
Application Number 10/754,017	Filing Date January 7, 2004	First Named Inventor Kenneth W. COWAN	Group Art Unit 2193
Invention Title TECHNIQUES FOR SOFTWARE CONFIGURATION TRACKING			Examiner Tuan A. VU
<p>TO THE COMMISSIONER FOR PATENTS</p> <p>Transmitted herewith are papers in the above-identified application, including:</p> <ul style="list-style-type: none">(X) Fax Transmittal Letter (1 page);(X) Terminal Disclaimer (1 page);(X) PTO Form 2038(X) Facsimile Cover Sheet <p>TOTAL PAGES: 4 (including this page)</p>			
<ul style="list-style-type: none">() Please charge Deposit Account Number 503596 in the amount of \$_____. A duplicate copy of this sheet is enclosed.() A check in the amount of \$_____ to cover the filing fee is enclosed.(X) Please credit any overpayment and/or charge any additional filing fees required under 37 CFR §§ 1.16 and 1.17 to our Deposit Account Number 503596.			
 Donald W. Muirhead, Reg. No. 33,978 May 30, 2008 Date		<p>I hereby certify that the foregoing document is being sent via facsimile transmission to the Commissioner for Patents at the USPTO central facsimile number 571-273-8300 on <u>May 30, 2008</u></p>  Sandra Pires	

(10-96)

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

MAY 30 2008

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kenneth W. Cowan, et al. :
Serial No.: 10/754,017 : Examiner: Vu, Tuan A.
Filed: January 7, 2004 : Art Unit: 2193
For: TECHNIQUES FOR SOFTWARE : Atty. Docket: NUM-02402
CONFIGURATION TRACKING :

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the foregoing document is being sent via facsimile transmission to the Commissioner for Patents at the USPTO central facsimile number 571-273-8300 on May 30, 2008


Sandra Pires

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Petitioner **COMPUWARE CORPORATION**, owner of the entire right, title and interest in and to the above-captioned application by virtue of an Assignment recorded at the U.S. Patent and Trademark Office on April 12, 2000 at reel 010728, frame 0805, hereby disclaims, except as provided below, the terminal part of any patent granted on the above-captioned application, which would extend beyond the expiration date of the patent issuing on U.S. Patent Application No. 09/547,550 filed April 12, 2000 (hereinafter, "the Other Patent"). Petitioner hereby agrees that any patent so granted on the above-captioned application shall be enforceable only for and during such period that it and the Other Patent are commonly owned. This agreement runs with any patent granted on the above-captioned application and is binding upon the grantee, its successors, or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of the Other Patent in the event that the Other Patent expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term, except for the separation of legal title stated above.

Respectfully submitted,
MUIRHEAD AND SATURNELLI, LLC


Donald W. Muirhead, Reg. No. 33,978

Date: May 30, 2008

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